

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  ORANGE CITY COMMUNICATIONS, L.L.P.	DOCKET NOS. TCU-00-42 WRU-00-52-3434
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**ORDER APPROVING APPLICATION, GRANTING WAIVERS, AND  
APPROVING CONCURRENCE IN MAPS**

(Issued September 21, 2000)

On July 17, 2000, Orange City Communications, L.L.P. (OCC), filed an application for issuance of a certificate of public convenience and necessity, pursuant to Iowa Code § 476.29 (1999), stating its intention to provide resold and facilities-based local exchange services in the Orange City exchange of Frontier Communications of Iowa, Inc. (Frontier). The application has been identified as Docket No. TCU-00-42. In the application, OCC requests waivers of 199 IAC 22.3(1), publishing a directory, and 199 IAC 16.5, keeping its records according to the Uniform System of Accounts. The waivers have been identified as Docket No. WRU-00-52-3434. OCC has provided the qualifications of its company officers and financial statements. Additionally, OCC states that it intends to adopt the local exchange map and descriptions and any subsequent modifications to the map of Frontier's Orange City exchange. OCC states that it will provide full 2-PIC methodology for dialing parity.

Iowa Code § 476.29(2) provides that the local exchange carrier shall not be denied a certificate if the Utilities Board (Board) finds that the applicant "possesses the technical, financial, and managerial ability to provide the service it proposes to render and the board finds the service is consistent with public interest." The Board has reviewed OCC's application and finds the necessary technical, financial, and managerial ability to provide local exchange service has been demonstrated. The Board finds that it is consistent with the public interest to approve the application.

OCC requested a waiver of 199 IAC 16.5(2), which requires it to keep its records according to the uniform system of accounts. OCC states that it employs an accounting system in accordance with generally accepted accounting principles (GAAP). The Board finds that this waiver should be granted, since records kept in accordance with GAAP accounting are acceptable for a competitive local exchange service provider.

OCC also requested the Board waive 199 IAC 22.3(1), requiring it to independently publish a directory. The Board will grant this waiver since OCC does not have a sufficient number of customers to warrant publishing a directory. The Board will require that OCC provide customer listings to the publisher of the local directory.

OCC also states that its service area will be the service area of the Orange City exchange as shown in Frontier's tariffs. OCC states that it will adopt the exchange map and future modifications to that exchange map.

Iowa Code § 476.29(4) requires that each certificate define the service territory in which land-line local telephone service will be provided and authorizes the Board to promulgate rules establishing requirements for filing maps showing the service territory. Subrule 199 IAC 22.20(3) requires that all utilities have on file with the Board maps that show exchange boundaries. The Board finds that by the adoption of the exchange service map of Frontier's Orange City exchange, OCC has complied with the requirements of Board rules and Iowa statutes.

OCC has not filed proposed tariffs for Board approval, but states that it will file proposed tariffs for approval before it provides service in the state of Iowa. The Board finds that a certificate should not be issued to OCC until it has approved tariffs on file.

**IT IS THEREFORE ORDERED:**

1. The application for a certificate of public convenience and necessity filed by Orange City Communications, L.L.P., on July 17, 2000, is approved, subject to the requirement that follows.
2. The Board will issue a certificate of public convenience and necessity allowing Orange City Communications, L.L.P., to provide landline local exchange service upon approval of tariffs to reflect the prices, terms, and conditions of local exchange service in Iowa. At the time Orange City Communications, L.L.P., files proposed tariffs with the Board, it must give notice to all affected local exchange carriers.

3. The request for waivers of 199 IAC 16.5(2) and 199 IAC 22.3(1) are granted as described in this order. Orange City Communications, L.L.P., shall provide customer listings to the publisher of the local service directory.

4. The concurrence in the Orange City exchange map of Frontier Communications of Iowa, Inc., is approved.

**UTILITIES BOARD**

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Raymond K. Vawter, Jr.  
Executive Secretary

/s/ Diane Munns

Dated at Des Moines, Iowa, this 21<sup>st</sup> day of September, 2000.